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RECEIVED

MAR 02 2009

Ravalli County Commissioners

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March 2, 2009

Dan Floyd, President
Renascent, Inc.
P.O. Box 1240
Victor, MT 59875

RE: Bell Crossing

Dear Mr. Floyd:

I am responding to your letter dated February 22, 2009 to the Ravalli County Commissioners and Laura Hendrix, the Ravalli County Floodplain Administrator. I note in your letter that you believe Ms. Hendrix should be addressing a problem that you perceive is occurring in the Bell Crossing Area. Because of that, I want to reiterate what I told you in my letter of February 6, 2009. Since the above referenced matter concerns the state highway and bridge placement, it is Ravalli County's position that it is the responsibility of state authorities to deal with any problems at Bell Crossing if any exist.

In your letter to me of February 10, 2009 you stated that you believed it is in "ours and Ravalli County's best interest to resolve this matter". If you wish to discuss the matter with the Commissioners, you obviously have every right to contact them to see if they wish to discuss it but again, any problem in this area is the responsibility of the State of Montana.

I note from your letter to Larry Schock of the Missoula DNRC office written on February 23, 2009 that the State, through that office, made a proposal to you that would apparently allow you to cure what you perceived to be the problem at your own expense. I realize you also stated that the cost would be prohibitive. However, I believe that underscores the fact that if there is any responsibility in this area, as you believe, it concerns the State of Montana.

Sincerely,



George H. Corn
Ravalli County Attorney

GHC:hs

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March 2, 2009
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cc: Ravalli County Commissioners

Larry Schock, Missoula DNRC Office

Jim Lynch, Director, Montana Department of Transportation

Steve Bullock, Montana Attorney General

Dana M. Boruch, Right-of-Way Specialist, DNRC-SWLO

Terry Eccles, Regional Manager, DNRC, Water Resources Division